

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN DANIEL FUCHS**, on February 18, 2003 at 8 A.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Rep. Daniel Fuchs, Chairman (R)
Rep. Ronald Devlin, Vice Chairman (R)
Rep. Ron Erickson, Vice Chairman (D)
Rep. Joan Andersen (R)
Rep. Joe Balyeat (R)
Rep. Gary Branae (D)
Rep. Eileen J. Carney (D)
Rep. Jill Cohenour (D)
Rep. Larry Cyr (D)
Rep. Gary Forrester (D)
Rep. Kim Gillan (D)
Rep. Verdell Jackson (R)
Rep. Bob Lake (R)
Rep. Carol Lambert (R)
Rep. Jesse Laslovich (D)
Rep. Jim Peterson (R)
Rep. John (Jack) W. Ross (R)
Rep. Karl Waitschies (R)

Members Excused: None.

Members Absent: None.

Staff Present: Kathleen Ely, Committee Secretary
Jeff Martin, Legislative Branch

Video-taped Committee: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society. THE TIME STAMP REPRESENTS ELAPSED TIME.

Committee Business Summary:

Hearing & Date Posted: HB 616, 2/14/2003; HB 620,
2/14/2003; HB 623, 2/14/2003
Executive Action: HB 508, TABLED
HB 477, TABLED

HEARING ON HB 620

Opening Statement by Sponsor:

02:00 REP. MAEDJE, HD 81 -- Short Title: Ensure payment of
out-of-state owned equipment taxes.

Proponents' Testimony: None.

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

07:00

Closing by Sponsor:

17:00

HEARING ON HB 623

Opening Statement by Sponsor:

02:00 REP. SMITH, HD 98 -- Short Title: Distributor deduction
for collection on gas and special fuel taxes.

Proponents' Testimony: None.

Opponents' Testimony:

20:00 Ronna Christman, MPMCSA

28:00 Mimi Morris, Fickler Oil Company

EXHIBIT (tah36a01)

32:00 Gail Abercrombie, Montana Petroleum Marketers

33:00 Dexter Busby, Montana Refining Company

Informational Testimony: None.

Questions from Committee Members and Responses:

34:00

Closing by Sponsor:

37:00

8:38 a.m. Break

8:41 a.m. Resume

HEARING ON HB 616

Opening Statement by Sponsor:

41:00 **REP. YOUNKIN, HD 28 -- Short Title:** Revise endowed
 philanthropy tax credit.

Proponents' Testimony:

47:00 Aidan Myhre, Governor's Task Force on Philanthropy

57:00 Mike Munck, St. Peter's Hospital Foundation

EXHIBIT (tah36a02)

EXHIBIT (tah36a03)

1:04:00 James Soft, Governor's Task Force on Philanthropy

1:11:00 Ralph Yaeger, Montana Community Foundation

EXHIBIT (tah36a04)

1:13:00 Holly Franz, Montana Certified Public Accountants
 Association

1:14:00 Stacy Burns, Certified Public Accountant

1:16:00 Wally Melcher, MAIDS

1:16:00 Mike Foster, St. Vincent, St. James, Holy Rosary

1:17:00 Rachel Haberman, Energy Share

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

01:20:00

Closing by Sponsor:

01:42:00

9:47 a.m. Break

10:17 a.m. Resume

EXECUTIVE ACTION ON HB 508

Motion/Vote: **REP. ERICKSON** moved that **HB 508 DO PASS.** Motion
failed 1-17 with **REP. ERICKSON** voting **yes** by voice vote.

Motion/Vote: **REP. DEVLIN** moved that the failed motion on **HB 508**
BE REVERSED AND TABLED. Motion carried unanimously.

EXECUTIVE ACTION ON HB 477

Motion: **REP. FUCHS** moved that **HB 477 DO PASS.**

Motion: **REP. FUCHS** moved that **HB 477 BE AMENDED** (HB047701.akj).

EXHIBIT (tah36a05)

Discussion

2:25:00

Motion/Vote: REP. ERICKSON moved that HB 477 BE INDEFINITELY POSTPONED. Motion failed 6-12 with REPS. BRANAE, CARNEY, COHENOUR, ERICKSON, FORRESTER, and GILLAN voting aye by roll call vote.

Vote: Motion to amend failed 4-14 with REPS. BRANAE, ERICKSON, FUCHS, and GILLAN voting aye by roll call vote.

Discussion

2:48:00

Vote: Motion failed 8-10 with REPS. ERICKSON, BRANAE, FORRESTER, LAMBERT, LASLOVICH, LAKE, GILLAN, and FUCHS voting aye by roll call vote.

Motion/Vote: REP. DEVLIN moved that the FAILED MOTION ON HB 477 BE REVERSED AND TABLED. Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 11:03 A.M.

REP. DANIEL FUCHS, Chairman

KATHLEEN ELY, Secretary

DF/KE

EXHIBIT (tah36aad)